

Attorney's Docket No. 18617.0049

DECLARATION AND POWER OF ATTORNEY - USA PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Method and System for Optimizing Layered Communication Protocols; the specification of which was filed on August 28, 1998 by United States Postal Service Express Mail No. EE349081025US

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under 35 U.S.C. §119(e) of the U.S. provisional patent application listed below:

Application No.
60/057,602

Filed
August 30, 1997

POWER OF ATTORNEY

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

| | |
|---------------------|-----------------|
| Maria M. Eliseeva | Reg. No. 43,328 |
| Edwin T. Bean, Jr. | Reg. No. 16,639 |
| John M. Del Vecchio | Reg. No. 42,475 |
| Ranjana Kadle | Reg. No. 40,041 |
| Martin G. Linihan | Reg. No. 24,926 |
| Kevin D. McCarthy | Reg. No. 35,278 |
| Daniel C. Oliverio | Reg. No. 33,435 |
| David L. Principe | Reg. No. 39,336 |
| Michael F. Scalise | Reg. No. 34,920 |

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false

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statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: ^B Robert Van Renesse

Inventor's Signature: [Signature]

Date: 8/31/98

Residence: 100 Franklin Street, Ithaca, New York 14850

Citizenship: U.S.A.

Post Office Address: Same as above

Full name of second inventor: Mark Hayden

Inventor's Signature: [Signature]

Date: 9/1/98

Residence: ~~111 North Quarry Street, Ithaca, New York 14850~~

Citizenship: U.S.A.

Post Office Address: Same as above

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SCANNED, #

REST AVAILABLE CC